Docket No.: 43888-13

PATENT

ATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Osamu SAKAI, et al.

Confirmation Number: 7151

Application No.: 10/088,484

Group Art Unit: 1745

Filed: March 20, 2002

Examiner: not yet assigned

For: POLYMER ELECTROLYTE FUEL CELL AND METHOD FOR PRODUCING THE

SAME

INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance. 08888029 509417 ·16088484 03/22/2005 JADDO1

Applicant submits herewith the German Language reference DD 88122 and an English language translation of the sections that were indicated as relevant passages in the European Search Report where this reference was identified in the examination of a corresponding foreign application

10/088,484

search report. Applicant has already submitted the references cited in this search report by an Information Disclosure Statement submitted 30 June 2004. Applicant, however, had not previously submitted the translation of the indicated sections.

In accordance with 37 CFR 1.17(p), please charge the fee of \$180.00 to Deposit Account No. 500417.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Daniel Bucca, Ph.D. Registration No. 42,368

Please recognize our Customer No. 20277 as our correspondence address.

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 DB:ajb

Facsimile: 202.756.8087 **Date: March 18, 2005**

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.